

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN CHASE HIBBARD**, on March 16, 1999 at 8:00 A.M., in Room 437 Capitol.

ROLL CALL

Members Present:

Rep. Chase Hibbard, Chairman (R)
Rep. Kim Gillan, Vice Chairman (D)
Rep. Bob Story, Vice Chairman (R)
Rep. Gary Beck (D)
Rep. Rick Dale (R)
Rep. Bob Davies (R)
Rep. Ron Erickson (D)
Rep. Daniel Fuchs (R)
Rep. Mary Anne Guggenheim (D)
Rep. Marian Hanson (R)
Rep. Hal Harper (D)
Rep. Dan Harrington (D)
Rep. Verdell Jackson (R)
Rep. Scott J. Orr (R)
Rep. Bob Raney (D)
Rep. Bill Rehbein (R)
Rep. Sam Rose (R)
Rep. Trudi Schmidt (D)
Rep. Roger Somerville (R)

Members Excused: Rep. John L. Holden (R)

Members Absent: None.

Staff Present: Donna Grace, Committee Secretary
Jeff Martin, Legislative Branch

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted:

None.

Executive Action:

HB 386 - Table

EXECUTIVE ACTION ON HB 386

Motion/Vote:

Rep. Rehbein MOVED to REMOVE HB 386 FROM THE TABLE. The MOTION PASSED, 12 - 8. Story, Orr, Holden, Rose, Jackson, Dale, Somerville, Rehbein, Davies, Fuchs, Harper and Hibbard voting yes; Schmidt, Guggenheim, Harrington, Erickson, Beck, Hanson, Raney and Gillan voting no.

{Tape : 1; Side : A; Approx. Time Counter : 1.3}

Motion/Vote:

Rep. Story MOVED the amendments. EXHIBIT(tah59a01)

{Tape : 1; Side : A; Approx. Time Counter : 3.7}

Discussion:

{Tape : 1; Side : A; Approx. Time Counter : 5.3}

Motion:

Rep. Story MOVED a conceptual amendment to the amendment that would insert "refundable credit."

Discussion:

Discussion including the fiscal note and constitutionality of the amendment.

{Tape : 1; Side : A; Approx. Time Counter : 9.2}

Vote:

The motion on the conceptual amendment PASSED, 12 - 7. Story, Orr, Holden, Rose, Jackson, Dale, Somerville, Rehbein, Davies, Fuchs, Harper and Gibbard voting yes; Schmidt, Guggenheim, Harrington, Erickson, Beck, Hanson and Gillan voting yes.

Discussion:

On the amendment as amended.

{Tape : 1; Side : A; Approx. Time Counter : 27.4}

Motion:

Rep. Harrington MOVED a conceptual amendment to include a \$150 cap.

{Tape : 1; Side : B; Approx. Time Counter : 1.6}

Substitute Motion/Vote:

Rep. Somerville MOVED a conceptual amendment to place the cap at \$200. The MOTION FAILED, 7 - 12. Orr, Schmidt, Holden, Rose, Guggenheim, Harrington, Erickson, Beck, Fuchs, Harper, Gillan and Hibbard voting no; Story, Jackson, Dale, Somerville, Rehbein, Davies and Hanson voting yes.

{Tape : 1; Side : B; Approx. Time Counter : 3.2}

Vote:

The MOTION FAILED to set the cap at \$150, 11 - 8. Story, Orr, Holden, Rose, Dale, Somerville, Rehbein, Davies, Fuchs, Hanson and Hibbard voting no; Schmidt, Guggenheim, Jackson, Harrington, Erickson, Beck Harper and Gillan voting yes.

{Tape : 1; Side : B; Approx. Time Counter : 5.8}

Motion:

Rep. Harper MOVED a conceptual amendment to add "occupied as a primary residence."

{Tape : 1; Side : B; Approx. Time Counter : 7.3}

Discussion:

{Tape : 1; Side : B; Approx. Time Counter : 8.5}

Vote:

The MOTION FAILED 11 - 9. Story, Orr, Holden, Rose, Dale, Somerville, Rehbein, Davies, Fuchs, Hanson and Hibbard voting no; Schmidt, Guggenheim, Jackson, Harrington, Erickson, Beck, Harper, Raney and Gillan voting yes.

{Tape : 1; Side : B; Approx. Time Counter : 22.1}

Vote:

The MOTION PASSED to adopt the Somerville amendments as amended, 11 - 9. Story, Orr, Holden, Jackson, Dale, Somerville, Rehbein, Davies, Fuchs, Hanson and Hibbard voting yes; Schmidt, Rose, Guggenheim, Harrington, Erickson, Beck, Harper, Raney and Gillan voting no.

{Tape : 1; Side : B; Approx. Time Counter : 26}

Motion/Vote:

Rep. Somerville MOVED that HB386 as amended DO PASS. The MOTION FAILED. Orr, Schmidt, Rose, Guggenheim, Harrington, Erickson, Beck, Davies, Fuchs, Harper, Raney and Gillan voting no; Story, Holden, Jackson, Dale, Somerville, Rehbein, Hanson and Hibbard voting yes.

{Tape : 1; Side : B; Approx. Time Counter : 26.2}

Adjourn. ***{Tape : 1; Side : B; Approx. Time Counter : 29}***

ADJOURNMENT

Adjournment: 11:55 A.M.

REP. CHASE HIBBARD, Chairman

DONNA GRACE, Secretary

CH/DG

EXHIBIT (tah59aad)